

STATE OF HAWAII DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES

P.O. BOX 119 HONOLULU, HAWAII 96810-0119

October 23, 2007

FILED ELECTRONICALLY

Marlene H. Dortch, Secretary Federal Communications Commission Office of the Secretary 445 12th Street, SW Washington, DC 20554

Subject: Request for Waiver to Second Report and Order, FCC 07-132 Prohibiting Public Safety Narrowband Operations Outside of the 700 MHz Consolidated Narrowband Blocks for State of Hawaii 700 MHz System – FCC License WPTZ784.

The State of Hawaii requests a waiver in accordance with section 1.3 of the FCC Rules. The State of Hawaii has good cause to waive those portions of the Second Report and Order, FCC 07-132 that prohibit new Public Safety narrowband operations outside of the 700 MHz consolidated narrowband blocks. This waiver request is in the public interest for the people of Hawaii and as detailed meets the conditions of section 1.925 of the FCC Rules.

The State of Hawaii has a long-standing plan and contract in place to deploy thirteen single-channel conventional (non-trunked) 700 MHz repeaters in Hawaii under the State's license, WPTZ784. Four of these repeaters have been deployed at locations throughout Hawaii and another nine repeaters have been delivered to the State's contractor and are awaiting installation. Of those nine remaining repeaters, five are tuned to channels within the prohibited range. Of the four installed repeaters, only one operates within the prohibited range.

The State of Hawaii is therefore specifically requesting a waiver to allow installation of these five repeaters at the sites indicated:

Honolulu – Aloha Stadium -	Tx 764.181250 MHz Rx 794.181250 MHz
Honolulu – Mauna Kapu -	Tx 764.168750 MHz Rx 794.168750 MHz
Honolulu – Mt. Kaala -	Tx 764.156250 MHz Rx 794.156250 MHz
Honolulu – Kahuku -	Tx 764.218750 MHz Rx 794.218750 MHz
Honolulu – Waimanalo -	Tx 764.193750 MHz Rx 794.193750 MHz

All installations should be completed by July of 2008.

The State of Hawaii contracted with Fisher Scientific through Hawaii-based Pacific Wireless Communications late in 2006 to purchase, configure and install these Motorola brand repeaters as part of its State Law Enforcement Coalition (SLEC) 700 MHz Radio system. The purchase orders for this equipment are attached.

The State of Hawaii has purchased 200 subscriber radios that operate in the 700 MHz band and has deployed 180 of those. The additional 20 subscriber radios should be deployed before July of 2008. The State of Hawaii asks that these units be permitted to operate with the five repeaters listed above. However, these 200 subscriber radios will be reprogrammed using State of Hawaii resources, therefore the State will not be requesting any funds for subscriber unit reprogramming.

The Contact point for all State of Hawaii 700 MHz radios is: Tom Koontz; 1177 Alakea St., Room 201, Honolulu, HI 96813; 808-586-1930 ext 612; Thomas.L.Koontz@Hawaii.gov

We sincerely appreciate your acceptance and approval of this waiver to allow the State of Hawaii to continue deployment of this critical Public Safety radios system. All components of this existing contract will be installed as soon as possible. Any future contracts and installations will be in accordance with the new band plan.

Your approval of the waiver request is sincerely appreciated.

Respectfully submitted,

Telecommunications Planner

State of Hawaii

Attachment: State of Hawaii Purchase Orders with Fisher Scientific (9 pages)

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PURCHASE ORDER

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PC# DR2370649

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TO PACIFIC WIRELESS COMMUNICATION SHIP DPS/SLEC

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P.O. BOX 1763

PITTSBURGH

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701 KAKOI ST HONOLULU

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Without limiting the generality of the terms and conditions. Seller (1) shall promptly notify Buyer if any chemical substance constituting or contained in the products sold to Buver hereunder is not on the Toxic Substance Control Act (TSCA) Chemical Substances Inventory, or is covered by a Significant New Use Rule or control regulation under TSCA, and (2) shall properly label the substance and provide to Buyer proper information about the substance, including a current Material Safety Data Sheet.

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DESCRIPTION AND SIZE NET PRICE QUANTITY UNIT FISHER CATALOG NO. ± VENDOR CATALOG NO. QAU WHSE, LOC SF. IN YOUR SYSTEM AND ON YOUR INVOICE REFERENCE FISHER PO#: DR237D649. ON PACKING SLIPS AND SHIPPING LABELS REFER TO CUSTOMER PO#: 2004HLSDPS/SLECNA WHEN SHIPPING, REFER TO RELEASE NO: 2 ATTENTION: SHAWN TSUHA CALLER: JOHN LUM MSDS MUST BE SENT WITH THIS ORDER WHERE REQUIRED BY OSHA PKG3/ITEM2/TASK4 ALCHA STADI 132351.04 NC9479862 SLECPHASEIBPKG3B 1 EA/EA SHIP NO LATER THAN 12/22/06 CUST: 000703 CHW STATE CIVIL DEFENSE SHIP BEST WAY/PREPAY AND ADD **** YOU MUST FAX PO RECEIPT **** TO 412-490-5657 OR EMAIL **** **** ELAINE . HARRIS@THERMOFISHER. COM **** **IGNORE THE SHIP NO LATER THAN DATE** = =

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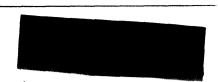
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